

9-101. Notice of [excusal] facts requiring recusal (constitution or code of conduct).

*[For use with District Court Rule 5-106 NMRA,
Magistrate Court Rule 6-106 NMRA,
Metropolitan Court Rule 7-106 NMRA and
Municipal Court Rule 8-106 NMRA]*

STATE OF NEW MEXICO

[COUNTY OF _____]

[CITY OF _____]

_____, COURT

[STATE OF NEW MEXICO]

[COUNTY OF _____]

[CITY OF _____]

v.

No. _____

_____, Defendant

**NOTICE OF [EXCUSAL] FACTS REQUIRING RECUSAL
(CONSTITUTION OR CODE OF CONDUCT)¹**

The undersigned believes that the impartiality of the Honorable _____
_____ may reasonably be questioned because:
_____ (*set forth
specific facts which prohibit the judge from presiding. The facts must be grounds for excusal under
the New Mexico Constitution or the Code of Judicial Conduct.*)

The undersigned believes that participation of the above-named judge would be in violation
of _____ of the Code of Judicial Conduct.

Signature of party

USE NOTE

1. Each party must be served with a copy of this notice. *See* Rules 6-209, 7-209 and 8-208 NMRA. *See* Criminal Form 9-221 for the certificate of service and affidavit of service.

[As amended, effective November 1, 1995; May 1, 2002.]